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14 *Attorneys for Plaintiffs*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**

18 JOSE ALVARADO, JIMENA
ALVARADO, ERIKA ALVARADO,
19 and MARCUS ALVARADO, in each
case individually and as successor in
20 interest to Delfino Avila, deceased,

21 Plaintiffs,

22 vs.

23 CITY OF SAN BERNARDINO, ZACK
EWING; CARLA GUTIERREZ,

24 Defendants.
25

Case No. 5:24-cv-00088-JGB-SHK

Assigned to:

Hon Jesus G. Bernal

Hon. Mag. Judge Shashi H. Kewalramani

**NOTICE OF CONDITIONAL
SETTLEMENT AND REQUEST TO
VACATE ALL DATES**

26 **TO THIS HONORABLE COURT, AND DEFENDANT CITY OF SAN**
27 **BERNARDINO THROUGH ITS ATTORNEYS OF RECORD:**
28

1 IT IS HEREBY STIPULATED by and between Plaintiffs, Jose Alvarado,
2 Jimena Alvarado, Erika Alvarado, and Marcus Alvarado, and Defendants City of San
3 Bernardino, Zack Ewing, and Carla Gutierrez, by and through their respective
4 attorneys of record, as follows:

5 1. The parties conducted mediation on February 24, 2025, with mediator
6 Richard Copeland. Subsequently, the Parties accepted a mediator's proposal on or
7 around February 28, 2025, and were able to reach a conditional settlement of the
8 entire action.

9 2. The settlement is subject to the City of San Bernardino approval process,
10 including approval by the City of San Bernardino City Council.

11 3. If the settlement is approved, the Parties will file a stipulation to dismiss
12 the entire action within ten business days of Plaintiffs' receipt of the settlement funds.

13 4. Accordingly, the Parties respectfully request that this Court vacate all
14 pending dates and stay all proceedings pending the approval of the settlement.
15

16 DATED: March 17, 2025

LAW OFFICES OF DALE K. GALIPO

17 By: s/ Renee V. Masongsong

18 Dale K. Galipo

19 Renee V. Masongsong

20 Attorneys for Plaintiffs

21 DATED: March 17, 2025

CARPENTER, ROTHANS & DUMONT LLP

22 By: /s/ Scott J. Carpenter

23 STEVEN J. ROTHANS

24 SCOTT J. CARPENTER

25 Attorneys for Defendants
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27
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